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Attorneys for: Defendant David M. Semas

**United States District Court
District of Nevada**

CHEMEON SURFACE TECHNOLOGY, LLC, a
Nevada limited liability company,

Plaintiff,

vs.

METALAST INTERNATIONAL, INC., a Nevada
corporation; METALAST, INC., a Nevada
corporation; SIERRA DORADO, INC., a
Nevada corporation; DAVID M. SEMAS;
GREG D. SEMAS; and WENDI SEMAS-FAURIA,

Defendants.

Case No. 3:15-cv-00294-MMD-VPC

**STIPULATION AND ORDER FOR
EXTENSION OF TIME TO FILE
RESPONSE TO PLAINTIFF
CHEMEON SURFACE TECHNOLOGY,
LLC'S MOTION FOR LEAVE TO FILE
SUPPLEMENT TO ITS
SUPPLEMENTAL BRIEF IN
SUPPORT OF CANCELLATION OF
THE METALAST TRADEMARK
REGISTRATION**

[FIRST REQUEST]

AND RELATED CLAIMS

Through undersigned counsel, Plaintiff Chemeon Surface Technology, LLC ("Chemeon") and Defendant David M. Semas ("Semas") stipulate as follows:

1. On December 27, 2018, Chemeon filed its "Motion for Leave to File Supplement to its Supplemental Brief in Support of Cancellation of the Metalast Trademark Registration" as ECF No 451 (the "Motion"). At the same time, Chemeon filed a "Motion for Leave to File Exhibit D" to the motion under seal. ECF No. 452. Chemeon filed its Exhibit D as ECF No. 453. Finally, Chemeon filed a declaration of Dean Meiling in Support of the Motion. ECF No. 454.

2. The Motion references and is based upon California litigation in which Semas's undersigned Nevada counsel is not involved.
3. It is impossible to respond to the Motion without revealing some text contained in Exhibit D, which Chemeon seeks to file under seal.
4. Semas shall have until 5:00 p.m. on Monday, January 14, 2019 within which to serve Chemeon's counsel with a proposed response to the Motion. Chemeon shall then have three business days within which to indicate whether all or a portion of the response should be filed under seal. Within two business days after the notification, and not later than Tuesday, January 22, 2019, Semas shall file his response to the Motion.
5. This is the first stipulation of extension of time by the parties to respond to the Motion.
6. Pursuant to LR IA-6-1, this first request for an extension is made with good cause and in good faith and not for purposes of delay. Due to out of town business travel for counsel for David Semas, it would be difficult for counsel to meet the current filing deadline. Counsel do not believe that the short extension will cause a delay in this case.

Dated January 9, 2019

Holland & Hart, LLP
5441 Kietzke Lane, Second Floor
Reno, Nevada 89511

/s/Timothy A. Lukas
Robert C. Ryan (7164)
Anthony Hall (5977)
Timothy A. Lukas (4678)
*Attorneys for Plaintiff Chemeon
Surface Technology, Inc.*

Dated January 9, 2019

HOY CHRISSINGER KIMMEL VALLAS, PC
50 West Liberty Street, Suite 840
Reno, Nevada 89501

/s/Michael D. Hoy
Michael D. Hoy (2723)
Attorneys for Defendant David Semas

IT IS SO ORDERED.



UNITED STATES DISTRICT JUDGE

DATED: January 9, 2019

Certificate of Service

I, Shondel Seth, certify that I am, and at all times during the service of process was, not less than 18 years of age and not party to the matter concerning which service of process was made. I further certify that I caused the following document to be served:

STIPULATION AND ORDER FOR EXTENSION OF TIME TO FILE RESPONSE TO PLAINTIFF CHEMEON SURFACE TECHNOLOGY, LLC'S MOTION FOR LEAVE TO FILE SUPPLEMENT TO ITS SUPPLEMENTAL BRIEF IN SUPPORT OF CANCELLATION OF THE METALAST TRADEMARK REGISTRATION as follows:

☒ **BY ELECTRONIC SERVICE.** by electronic transmission through the United States District Court's CM/ECF system to the parties below:

Robert C. Ryan, Esq.	rcryan@hollandhart.com
Anthony Hall, Esq.	ahall@hollandhart.com
Timothy A. Lukas, Esq.	tlukas@hollandhart.com
Chris Hadley, Esq.	cbhadley@joneswaldo.com

Under penalty of perjury, I declare that the foregoing is true and correct.

Dated: January 9, 2019.

/s/Shondel Seth
SHONDEL SETH